

HOUSE BILL 1772

By McMillan

AN ACT to amend Tennessee Code Annotated, Title 17, Chapter 4, Part 1, relative to the judicial selection commission.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE

SECTION 1. Tennessee Code Annotated, Section 17-4-109(a), is amended by deleting subdivision (1) in its entirety and by substituting instead the following:

(1) If a vacancy occurs during the term of office of a judge of the court of appeals or court of criminal appeals, then the judicial selection commission shall, at the earliest practicable date but in no event later than sixty (60) days after the vacancy occurs, hold a public meeting in the grand division from which such vacancy is to be filled. However, if an incumbent judge fails to file a written declaration of candidacy required by Section 17-4-114 or Section 17-4-115, or if the commission is reliably informed that a vacancy is impending for another reason, then the public meeting may be held prior to actual occurrence of the vacancy.

SECTION 2. Tennessee Code Annotated, Section 17-4-109(a), is further amended by deleting subdivision (2) in its entirety and by substituting instead the following:

(2) If a vacancy occurs during the term of office of a judge of the supreme court, then the judicial selection commission shall, at the earliest practicable date but in no event later than sixty (60) days after the vacancy occurs, hold a public meeting in

Nashville. However, if an incumbent judge fails to file a written declaration of candidacy as required by Section 17-4-114 or Section 17-4-115, or if the commission is reliably informed that a vacancy is impending for another reason, then the public meeting may be held prior to actual occurrence of the vacancy.

SECTION 3. This act shall take effect July 1, 2001, the public welfare requiring it.